

Private Land Claims; was read; and Resolution passed to a third reading.

A bill to be entitled an act for the relief of the heirs of Jeremiah Bowlin together with the report of the committee on Private Land Claims, was read and passed to a third reading.

A bill to be entitled an act concerning the forfeiture of certain neat cattle, hogs or sheep, together with the report of the committee on the Judiciary, proposing an amendment, was read; and report adopted, and bill passed to its third reading by the following vote:

YEAS—Messrs. Abbott, Bourland, Brashear, Clark, Cuny, Dancy, Grimes, Jewett, McRea and Phillips—10.

NAYS—Messrs. Bache, Burleson, Fitzgerald, Gage, Navarro, Perkins, Wallace, Williams and Williamson—9.

On motion of Mr. Williamson, the Senate adjourned until 10 o'clock to-morrow morning.

Wednesday, 10 o'clock, A. M.
February 9th, 1848.

The Senate was called to order by the President.

The following Senators answered to their names:

Messrs. Abbott, Bourland, Brashear, Bache, Burleson, Clark, Cuny, Dancy, Fitzgerald, Gage, Grimes, Jewett, McRea, Navarro, Perkins, Phillips, Wallace, Williams, Williamson and Wootten—quorum present.

The Journal of the preceding day was read and adopted.

Mr. Jewett presented the petition of Louis Sanches, which

On motion of Mr. Jewett, was referred to the committee on Claims and Accounts.

The President of the Senate announced a communication, which was read and found to be a notice of contest of the election for Senator from the District of San Patricio, Refugio and Nueces.

Mr. Fitzgerald moved to refer the communication, together with his credentials to the committee on Apportionment, Privileges and Elections.

Carried.

A message was received from the House, informing the Senate, that the House had passed the following bills and joint resolutions, viz:

A bill to be entitled an act to amend the 3d section of an act to authorize the Comptroller of Public Accounts to issue duplicates of certain drafts issued to Charles Shearn.

A bill to be entitled an act authorizing County Court of Fort Bend, to levy an additional tax.

Joint Resolution for the relief of Robert H. Beale, who was permanently disabled in the service of the country.

Also, the following bills which originated in the Senate, viz:

A bill to be entitled an act to amend the third section of an act providing for the transfer of records of administrators to new counties, approved 13th May, 1846.

A bill to be entitled an act to amend the 11th section of an act to incorporate the Brazos Canal Company.

Also, that the House refuse to concur in the amendments of the Senate to a bill to be entitled an act for the relief of those persons who are indebted to the State on account of public dues, payable in the Promissory Notes of the late Republic.

Mr. Gage, Chairman of the committee on Counties and County Boundaries, reported amendments to a bill to be entitled an act to establish the county seat of Denton county.

Mr. Jewett offered the following Resolution:

"Resolved, That the committee on Finance be instructed to enquire whether the persons trading with Indians have paid license tax to the State therefor, and whether it be expedient to provide by further Legislative enactments, that all persons engaged in such trade, whether at the trading house, or at any other place, shall be required to pay to the State a special license tax."

Adopted.

The Senate Proceeded to the Orders of the Day.

A bill to be entitled an act for the relief of Jeremiah Bowlin.

Read third time and passed.

Joint resolution instructing our Senators and requesting our Representatives in the Congress of the United States, to procure additional mail service, was read third time.

Mr. Cuny moved to amend by inserting "once a week," after "Tippet's."

Adopted, and bill passed.

Joint resolution requiring the Commissioner of the Genera

Land Office to issue a patent in the name of the heirs of William P. Nunn.

Read third time and passed.

A bill to be entitled an act to create the county of Gillespie.

Read third time.

Mr. Dancy moved to amend by adding after "Gillespie," in last line of first section the following words: "in honor of Captain Robert A. Gillespie, who fell at the battle of Monterey."

Adopted, and bill passed.

A bill to be entitled an act to organize the militia of Newton county.

Read third time and passed.

Mr. Perkins, chairman of the committee on Engrossed Bills, reported a "joint resolution authorizing the Governor to employ some competent person to digest the laws," and,

A bill to be entitled an act to regulate the price of land patents, correctly engrossed.

"A bill to be entitled an act to create the county of Medina."

Read third time and passed.

A bill to be entitled an act to vest in the county of Austin for county purposes, the property of the corporation of the town of San Felipe. Read, and,

On motion of Mr. Cuny, was laid upon the table.

A bill to be entitled an act for the relief of purchasers of lots in the city of Austin, and of lots of the tract of land adjoining said city.

Read second time.

Mr. Jewett offered the following as an additional section:

"Be it further enacted, That all persons who, having purchased lots in the city of Austin, and out lots upon town tract adjoining, and having made partial payment thereon, have forfeited the same by reason of the non-payment of the remaining sums due upon them, shall have an extension of time until the first day of July next, to make payment to the State of the residue due upon such lots, after which time all forfeited lots and out lots on which payment shall not be made, shall be sold at public auction, to the highest bidder, sixty days previous notice having been given by the Comptroller."

On motion of Mr. Williamson, the bill and amendments were referred to the committee on Finance.

A bill to be entitled an act for the relief of McKinney & Wil-

liams, together with the report of the majority of the committee on State Affairs, offering a substitute therefor, and the counter report of the chairman of said committee, was read.

Mr. Brashear moved to lay the report of the majority upon the table.

Upon which the yeas and nays were called, and stood thus:

Yeas—Messrs. Brashear, Clark, Cuny, Dancy, Grimes, Jewett and McRae—7.

Nays.—Messrs. Abbott, Bourland, Bache, Burleson, Fitzgerald, Gage, Navarro, Perkins, Phillips, Wallace, Williams, Williamson and Wooten—13.

Motion lost.

On motion of Mr. Williamson, the report of the majority was adopted.

Mr. Brashear offered to amend the bill by adding the following as an additional section:

Sec. "Be it further enacted, That William G. Evans, Assessor and Collector for the county of Harris, one of the earliest pioneers of Texas, who passed through its revolutionary struggles with distinguished honor, having participated to the fullest extent of his powers and means in its various and many troubles, toils and conflicts, near to the sacrifice of his last dollar, in case he should ever detain from the Treasury Department any Public Revenue by him collected, shall have the same and fullest remedial redress, to himself and securities that is contemplated and extended to the party or parties, under the provisions of the above recited sections:

Provided, always, That he or they shall shield their pleas and petitions under equally plausible prettexts.

Provided, further, he being a very poor man, unable from the want of spare means and time, to go through a legislative canvass, necessary to attain the contemplated object, shall have his redress in the District Court."

Upon which amendment the yeas and nays were called, and stood thus:

Yeas—Messrs. Brashear, Cuny, Grimes and McRae—4.

Nays—Messrs. Abbott, Bourland, Bache, Burleson, Clark, Dancy, Fitzgerald, Gage, Jewett, Navarro, Perkins, Phillips, Wallace, Williams, Williamson and Wooten—16.

So the amendment was rejected.

Mr. Phillips moved to amend by inserting after the word

"suit," in last line of second section, the following words: "and commissions for collecting, as prescribed by law in cash.

Rejected.

Mr. Brashear moved to refer the bill to the committee on Finance.

Lost.

The yeas and nays were then called on the Engrossment of the Bill, and stood thus:

Yeas—Messrs. Abbott, Bourland, Bache, Burleson, Fitzgerald, Gage, Jewett, Navarro, Perkins, Phillips, Wallace, Williams, Williamson and Wootten—14.

Nays—Messrs. Brashear, Clark, Cuny, Dancy, Grimes and McRae—6.

So the bill was ordered to be engrossed.

Mr. Wallace, by leave, introduced a bill to be entitled an act to regulate the proceedings on a trial of the right of property seized by a sheriff, constable or other officer by virtue of an execution, attachment or other writ, when the same or a part of it may be claimed by a person not a party to said execution, attachment or writ.

Read first time.

A bill to be entitled an act to authorize a special tax to be collected in the county of Guadaloupe.

Read second time.

Mr. Dancy moved to refer it to the committee on Finance.

Lost.

On motion of Mr. Jewett, the bill was referred to the committee on the Judiciary.

Joint resolution for the relief of William Plucker, read second time, and,

On motion of Mr. Grimes, referred to the committee on Private Land Claims.

Mr. Gage, by leave, introduced a joint resolution relative to a division of the Supreme Court.

Read first time.

A bill to be entitled an act, supplementary to an act, entitled "an act to create the county of Smith," approved April 11th, 1846.

Read second time, and,

On motion of Mr. Gage, referred to the committee on Counties and County Boundaries.

A bill to be entitled an act to incorporate the town of Montgomery.

Read second time, and,

On motion of Mr. Gage, referred to the committee on the Judiciary.

A bill to be entitled an act to authorize Sarah Ann Kelton, wife of Oliver P. Kelton, a lunatic, to make valid conveyances of her real estate and negroes.

Read second time, and,

On motion of Mr. Bourland, referred to the committee on the Judiciary.

A bill to be entitled an act to establish a State Penitentiary.

Read second time, and,

On motion of Mr. Jewett, referred to the committee on the Judiciary.

Mr. Jewett moved to re-consider the vote of yesterday which passed to a third reading "A bill to be entitled an act concerning the forfeiture of certain neat cattle, hogs or sheep," which motion was,

On motion of Mr. Williamson, laid upon the table.

On motion of Mr. Cuny, a bill to be entitled an act for the relief of Jesse H. Cartwright was taken up, read second time, and ordered to be engrossed.

On motion of Mr. Jewett, the Senate insisted on their amendments to a bill to be entitled an act for the relief of those persons who are indebted to the State on account of public dues, payable in the promissory notes of the late Republic.

A bill to be entitled an act to incorporate the town of Springfield.

Read second time, and,

On motion of Mr. Williamson, referred to the committee on the Judiciary.

Mr. Fitzgerald moved to adjourn until 10 o'clock, to-morrow morning.

Lost.

A bill to be entitled an act to provide for the enumeration of the inhabitants of the State of Texas for the year 1848.

Read second time, and,

On motion of Mr. Wallace, referred to the committee on State Affairs.

A bill to be entitled an act to create the county of Kaufman.

Read second time, and,

On motion of Mr. Clark, referred to the committee on Counties and County Boundaries.

A bill to be entitled an act to amend the second section of an act for the incorporation of the town of Paris, the county seat of Lamar county, approved February 3d, 1845.

Read second time, and ordered to be engrossed.

A bill to be entitled an act to authorize sheriffs to charge and receive mileage in certain cases.

Read second time, and,

On motion of Mr. Bourland, referred to the committee on Finance.

A bill to be entitled an act to apportion the Senators and Representatives of the Legislature, among the several counties of this State.

Read second time, and,

On motion of Mr. Clark, referred to the committee on Apportionment, Privileges and Elections.

Mr. Bache moved to adjourn until 10 o'clock, to-morrow morning.

Lost.

On motion of Mr. Cuny, the Senate adjourned until half-past 9 o'clock, to-morrow morning.

Thursday, Half-past 9 o'clock, a. m.
February 10th, 1848.

The Senate was called to order by the President.

The following Senators answered to their names:

Messrs. Abbott, Bourland, Brashear Burleson, Clark, Cuny, Dancy, Fitzgerald, Gage, Grimes, Jewett, McRae, Navarro, Perkins, Wallace, Williams, Williamson and Wootten.

Quorum present.

The Journal of the preceding day was read and adopted.

Mr. Navarro presented the petition of C. Johnson, which,

On motion of Mr. Navarro, was referred to the committee on Claims and Accounts.

A message was received from the House of Representatives,